



General Assembly

February Session, 2008

***Raised Bill No. 136***

LCO No. 1483

\*01483\_\_\_\_\_ENV\*

Referred to Committee on Environment

Introduced by:  
(ENV)

***AN ACT PLACING A MORATORIUM ON CERTAIN ALTERNATIVE ON-SITE SEWAGE TREATMENT SYSTEMS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 22a-430 of the general statutes is amended by  
2 adding subsections (l) to (n), inclusive, as follows (*Effective from*  
3 *passage*):

4 (NEW) (l) Notwithstanding any provision of the general statutes or  
5 any regulation adopted under any provision of the general statutes  
6 and except as provided in subsection (m) of this section, the  
7 commissioner, after the effective date of this section and until two  
8 years after the effective date of this section, shall not issue a permit for  
9 or accept any application for a permit for an alternative on-site sewage  
10 treatment system with a capacity greater than five thousand gallons  
11 per day, nor shall any such system be constructed within such time  
12 period, except as provided in subsection (m) of this section.

13 (NEW) (m) Notwithstanding the provisions of subsection (l) of this  
14 section, the commissioner may accept application for and, within said  
15 commissioner's discretion, may issue a permit for and allow the

16 installation of an alternative on-site sewage treatment system with a  
 17 capacity greater than five thousand gallons per day, if such treatment  
 18 system: (1) Addresses failures of an existing subsurface sewage  
 19 disposal system, provided the proposed treatment system capacity  
 20 does not exceed the capacity of the failed system; (2) is necessary to  
 21 remediate existing pollution associated with an individual septic  
 22 system or systems; (3) is necessary to remediate community pollution  
 23 within a decentralized wastewater management district, established by  
 24 a municipality pursuant to section 7-247; (4) is necessary for the  
 25 expansion of an existing municipal or public school project, or for new  
 26 construction of a municipal or public school project; or (5) is located on  
 27 property owned or leased by a nonprofit recreational facility.

28 (NEW) (n) Not later than two years after the effective date of this  
 29 section, the Commissioner of Environmental Protection shall  
 30 determine, after notice and public hearing, whether alternative on-site  
 31 sewage treatment systems with capacities greater than five thousand  
 32 gallons per day perform, in accordance with applicable federal and  
 33 state standards, in a manner that will not impair the natural resources  
 34 of the state.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>from passage</i>	22a-430
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**Statement of Purpose:**

To impose a two-year state-wide moratorium on the permitting or construction of alternative on-site sewage treatment systems with a daily capacity of greater than five thousand gallons, subject to certain exemptions.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*